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 BOSTON SCIENTIFIC CORPORATION
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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 DONALD MASTERS,
 12 Plaintiff,
 13 v.

14 BOSTON SCIENTIFIC CORPORATION,
 BOSTON SCIENTIFIC CORPORATION 2000
 15 LONG TERM INCENTIVE PLAN and DOES 1-
 50,

16 Defendant.
 17

No. 5:07-cv-03792-JW

[PROPOSED] ORDER DENYING
 PLAINTIFF'S MOTION FOR LEAVE
 TO SERVE ADDITIONAL
 INTERROGATORIES

Date: June 10, 2008
 Time: 10:00 a.m.
 Place: Ctrm. 4, Fifth Floor

Before: Hon. Howard R. Lloyd

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 19 Plaintiff's Motion for Leave to Serve Additional Interrogatories, associated
 20 declarations, and a proposed order were filed by counsel to Plaintiff Donald Masters ("Plaintiff")
 21 on April 24, 2008. Defendant Boston Scientific Corporation ("Boston Scientific") filed an
 22 opposition to Plaintiff's Motion, an associated declaration, and proposed order on May 20, 2008.

23 After consideration of the briefs, the Court DENIES Plaintiff's Motion. Of the 18
 24 interrogatories Plaintiff proposed, Boston Scientific agreed to respond to interrogatories six of
 25 them, specifically 36-38 and 43-45. As to the remaining requests, Plaintiff has not shown good
 26 cause that the additional interrogatories are necessary. Interrogatories Nos. 28-35 and 40-42 are
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1 unreasonably cumulative and duplicative and the burden and expense of Interrogatory No. 39
2 outweighs the benefit.

3 IT IS SO ORDERED.

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6 DATED: June 10, 2008

Hon. Howard R. Lloyd
Magistrate Judge

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